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FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554

Public Notice )  
)  
Common Carrier Bureau Seeks Comment on )  
the California Public Utilities Commission )  
Petition for Waiver to Implement a Technology- )  
Specific Overlay or Service Specific Area Code )  
)  
Implementation of the Local Competition )  
Provisions of the Telecommunications Act of 1996 )

NSD File No. L-99-36  
DA 99-929

CC Docket No. 96-98

COMMENTS OF THE PERSONAL  
COMMUNICATIONS INDUSTRY ASSOCIATION

The Personal Communications Industry Association ("PCIA"),<sup>1</sup> by its attorneys, hereby respectfully submits its comments on the Commission's *Public Notice* in the above-captioned proceeding.<sup>2</sup> In its petition, the California Public Utilities Commission ("CPUC") requests additional authority from the Commission to implement a technology-specific or single-service

<sup>1</sup> PCIA is an international trade association established to represent the interests of the commercial and private mobile radio service communications industries and the fixed broadband wireless industry. PCIA's Federation of Councils includes: the Paging and Messaging Alliance, the PCS Alliance, the Site Owners and Managers Association, the Association of Wireless Communications Engineers and Technicians, the Private Systems Users Alliance, the Mobile Wireless Communications Alliance, and the Wireless Broadband Alliance. As an FCC-appointed frequency coordinator for the Industrial/Business Pool frequencies below 512 MHz, the 800 MHz and 900 MHz Business Pools, the 800 MHz General Category frequencies for Business Eligibles and conventional SMR systems, and the 929 MHz paging frequencies, PCIA represents and serves the interests of tens of thousands of FCC licensees.

<sup>2</sup> Public Notice, *Common Carrier Bureau Seeks Comment on a Petition of the California Public Utilities Commission and the People of California for a Waiver to Implement a Technology-Specific or Service-Specific Area Code*, NSD File No. L-99-36, DA 99-929 (rel. May 14, 1999) ("Public Notice").

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area code overlay.<sup>3</sup> PCIA respectfully suggests that it would be an inefficient use of Commission resources to decide this request in the context of the instant proceeding. Rather, because the Commission is examining the legality of single-service overlays in a pending Notice of Proposed Rulemaking that addresses comprehensive, nationwide solutions to the problem of telephone number exhaust,<sup>4</sup> PCIA believes that it more appropriate to resolve the issues raised by the *CPUC Petition* in that proceeding. In particular, given the breadth and the nationwide reach of the proposals contained in the pending *Numbering NPRM*, the Commission can expect more parties to participate, thereby leading to the creation of a more robust record. Any attempt to decide the issues raised by the CPUC at this time and in isolation would represent a premature, piecemeal approach to the larger issues implicated by the Petition.

PCIA, on behalf of its broadband and narrowband wireless carrier members, has consistently advocated a technology-neutral numbering policy that ensures that all carriers have access to an adequate supply of numbering resources.<sup>5</sup> As part of this advocacy, PCIA has opposed attempts by state regulatory agencies to expand their jurisdiction in the area of

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<sup>3</sup> See Petition of the California Public Utilities Commission and the People of the State of California for Waiver To Implement a Technology-Specific or Service-Specific Overlay (filed Apr. 26, 1999) (“*CPUC Petition*”).

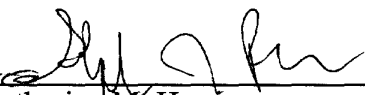
<sup>4</sup> See Numbering Resource Optimization, CC Docket No. 99-200, *Notice of Proposed Rulemaking*, FCC 99-122 (rel. June 2, 1999) (including NSD File No. L-99-36) (“*Numbering NPRM*”).

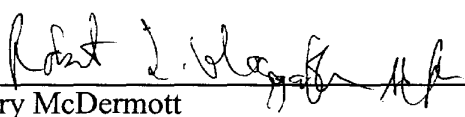
<sup>5</sup> See Comments of PCIA on Public Notice, *Common Carrier Bureau Seeks Comment on Massachusetts Department of Telecommunications and Energy Petition for Waiver to Implement a Technology-Specific Overlay in the 508, 617, 781, and 978 Area Codes*, NSD File No. L-99-17, DA 99-460 (filed April 5, 1999); Comments of PCIA on *Public Notice: Common Carrier Bureau Seeks Comment On North American Numbering Council Letter Seeking Clarification of the Term ‘Technology Neutral,’* DA 97-2234 (filed Oct. 29, 1997).

numbering policy at the expense of a unified federal policy.<sup>6</sup> For the reasons stated above, however, PCIA does not believe that this proceeding is the appropriate forum to address these concerns. Rather, PCIA intends fully to pursue and address the issue of number exhaust in general, and single-service overlays in particular, in the context of the *Numbering NPRM*.

For the aforesaid reasons, the Commission should defer action on the *CPUC Petition* until after it has resolved the issues raised in the pending *Numbering NPRM*.

Respectfully submitted,  
**PERSONAL COMMUNICATIONS INDUSTRY ASSOCIATION**

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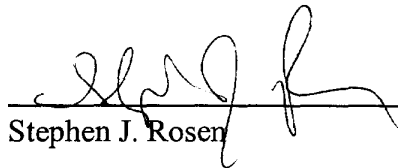
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<sup>6</sup> See, e.g., Comments of PCIA on Public Notice, *Common Carrier Bureau Seeks Comment on Florida Public Service Commission Petition for Additional Authority to Implement Number Conservation Measures* NSD File No. L-99-33, DA 99-725 (filed May 14, 1999); Comments of PCIA on Public Notice, *Common Carrier Bureau Seeks Comment on New York Department of Public Service Petition for Additional Authority to Implement Number Conservation Measures* NSD File No. L-99-21, DA 99-462 (filed April 5, 1999); Comments of PCIA on Public Notice, *Common Carrier Bureau Seeks Comment on Massachusetts Department of Telecommunications and Energy's Petition for Additional Authority to Implement Number Conservation Measures*, NSD File No. L-99-19, DA 99-461 (filed Apr. 5, 1999).

CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of June, 1999, I caused copies of the foregoing  
Comments of the Personal Communications Industry Association to be mailed via first-class  
postage prepaid mail to the following:

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